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OCT 07 2005

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TOTAL NUMBER OF PAGES BEING SENT (INCLUDING COVER SHEET): 19

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DATE: October 7, 2005

TO: Examiner David J. Walczak
Group Art Unit 3751

FAX #: 571-273-8300

PHONE #:

Application No.: 10/619,807

OUR REF.: 2296.03US02

Applicant: Sellars

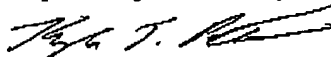
Due Date:

FROM: Kyle T. Peterson
PHONE #: 612-252-1554

Attached please find the following document(s) for filing in the above-identified patent application:

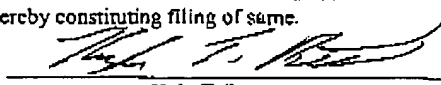
1. RCE Transmittal (2 pgs)
2. Amendment in response to the Office Action dated April 7, 2005 (16 pgs)

Respectfully submitted,

Kyle T. Peterson
Reg. 46,989

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being transmitted by facsimile to Examiner David J. Walczak at the U.S. Patent and Trademark Office, Fax No. 571-273-8300 on the date shown below thereby constituting filing of same.

October 7, 2005
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Kyle T. Peterson

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OCT 07 2005
Attorney Docket No. 2296.03US02

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REQUEST FOR CONTINUED EXAMINATION
(RCE) TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of Application No. 10/619,807, filed July 15, 2003 for: WRITING INSTRUMENT WITH ANTI-THEFT PROMOTIONAL DISPLAY, by: Joseph Sellars.

1. Submission required under 37 C.F.R. § 1.114
 - a. ☐ Previously submitted
 - ☐ Please enter in the present application the unentered Amendment under 37 C.F.R. § 1.116, with any attachments, filed on ___ in said prior application.
 - ☐ Consider the arguments in the Appeal Brief or reply Brief previously filed on
 - ☐ Other
 - b. ☒ Enclosed
 - ☐ A Preliminary Amendment. Claims added by this Amendment are properly numbered consecutively beginning with the number next following the highest numbered claim in the prior application.
 - ☐ Affidavit(s)/Declaration(s)
 - ☐ Information Disclosure Statement (IDS)
 - ☒ Other Amendment under 37 C.F.R. 1.116, with any attachments
2. ☒ The filing fee is calculated below:

	Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra (Equals)	Small Entity Rate	Add'l Fee	OR	Large Entity Rate	Add'l Fee
Total	21	- 21**	= 0	x 25	\$0		x 50	\$
Indep.	4	- 4***	= 0	x 100	\$0		x 200	\$
RCE fee				+ 395	\$395.00		+ 790	\$
Mult. Dep.			=	+ 180	\$0		+360	\$
TOTAL					\$395.00	OR	TOTAL	\$

☐ First Presentation of Multiple Dependent Claim (MDC)

* If the entry in Column 1 is less than the entry in Column 2, write "0" in Column 3.

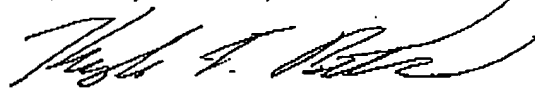
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (Total) or Independent) is the highest number found from the equivalent box in Column 1 of a prior Amendment or the number of claims originally filed.

3. [X] The Commissioner is authorized to charge the amount of \$395.00 is to Deposit Account No. 16-0631 (The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed). The Commissioner is hereby authorized to grant any extensions of time and to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required during the entire pendency of this application to Deposit Account No. 16-0631.

Respectfully submitted,




Kyle T. Peterson
Registration No. 46,989

Please grant any extension of time necessary for entry; charge any fee due to Deposit Account No. 16-0631.

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October 7, 2005
Date



Kyle T. Peterson

OCT 07 2005

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.: 2296.03US02

Sellers

Confirmation No.: 7668

Application No.: 10/619,807

Examiner: David J. Walczak

Filed: July 15, 2003

Group Art Unit: 3751

For: SALES PROMOTIONAL WRITING INSTRUMENT

AMENDMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INTRODUCTORY COMMENTS

In response to the Final Office Action of April 7, 2005, reconsideration of the above-identified patent application is requested.

The present amendment comprises the following sections:

- A. Amendment to the Claims
- B. Remarks

Please grant any extension of time necessary for entry; charge any fee due to Deposit Account No. 16-0631.

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